

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 10, 2010
Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

SB10-130 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

1 Amend printed bill, page 3, after line 14 insert:

2 "SECTION 2. 16-16-102 (1) and (6), Colorado Revised Statutes,
3 are amended to read:

4 **16-16-102. Definitions.** As used in this article, unless the context
5 otherwise requires:

6 (1) "EXECUTIVE director" means the executive director of the
7 department of corrections.

8 (6) "~~Superintendent~~" "WARDEN" means the chief correctional
9 officer at ~~any~~ A correctional facility.

10 **SECTION 3.** The introductory portions to 16-16-103 (1) and (2),
11 16-16-103 (3) (a), the introductory portion to 16-16-103 (3) (b), and
12 16-16-103 (3) (b) (I) and (4), Colorado Revised Statutes, are amended to
13 read:

14 **16-16-103. Place of confinement - extension of limits.** (1) The
15 ~~superintendents~~ WARDENS, with the approval of the EXECUTIVE director,
16 shall designate one or more facilities ~~which~~ THAT may be physically
17 separated from the correctional facilities ~~which~~ AND THAT may be used

1 for the following purposes:

2 (2) The ~~superintendents~~ EXECUTIVE DIRECTOR, in the exercise of
3 ~~their~~ HIS OR HER discretion, ~~and with the assistance of the director of the~~
4 ~~division of adult parole~~, may extend the limits of confinement of any
5 inmate in the following instances:

6 (3) (a) Any inmate who is allowed to participate in such paid
7 employment or in such job training for which a subsistence allowance is
8 paid in connection with the job training shall pay over to the ~~respective~~
9 ~~superintendent or the~~ EXECUTIVE director of the ~~division of adult parole~~
10 all moneys received from ~~such~~ THE paid employment or job training;
11 except that the inmate may retain that part of the moneys so received
12 ~~which~~ THAT the ~~superintendent or the~~ EXECUTIVE director of the ~~division~~
13 ~~of adult services~~ deems necessary for expenses connected with the
14 employment or job training. These expenses shall include, but not be
15 limited to, travel expenses, food expenses, clothing, tools, and safety
16 equipment.

17 (b) The remainder of the moneys shall be disbursed by the
18 ~~respective superintendent~~ EXECUTIVE DIRECTOR for the following
19 purposes, in the order stated:

20 (I) To the state treasurer for the reasonable cost of the inmate's
21 confinement as determined by the ~~respective superintendent~~ EXECUTIVE
22 DIRECTOR;

23 (4) The extension of the limits of confinement by the
24 ~~superintendents~~ EXECUTIVE DIRECTOR shall not for any purpose be
25 considered to be parole as provided in part 2 of article 2 or article 22.5 of
26 title 17, C.R.S."

27 Renumber succeeding section accordingly.

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